IN THE HIGH COURT OF JUDICATURE AT BOMBAY
O.O.C.J.

APPEAL NO.463 OF 2005
IN
NOTICE OF MOTION NO.2927 OF 2004
IN
SUIT NO.2725 OF 2004

Mr.Qari Mohammed Zakir Hussain
& ors. .. Appellants

v/s.

The Municipal Corporation of
Brihan Mumbai & ors. .. Respondents

Mr.S.M.Kamble for the appellants.

Mr.Bharat Chaudhari with Mr.S.A.Mishra for the respondent Nos.5,6 and 7.

Mr.A.R.Mishra for the respondent No.8.

CORAM : R.M. LODHA AND
J.P. DEVADHAR, JJ.

DATED : 22nd June, 2005

P.C.

After having heard the learned counsel for the appellants and upon perusal of the impugned order, we are satisfied that no case for interference is made out in the impugned order.

2. The learned motion Judge has already recorded the statement of defendant Nos.5 to 7 that they do not intend to take out any further construction after completion of the 8th building. The said

statement is accepted and in view thereof, no interference is called for in the impugned order.

3. Appeal is dismissed in limine.

(R.M. LODHA, J.)

(J.P. DEVADHAR, J.)